

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

JESSICA M. MORGANTHALER,

Plaintiff,

v.

CAROLINE W. COLVIN, Acting  
Commissioner of Social Security,

Defendant.

Case No. 13-5024 RBL-KLS

REPORT AND RECOMMENDATION

This matter has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule MJR 4(a)(4) and as authorized by Mathews, Secretary of H.E.W. v. Weber, 423 U.S. 261 (1976). This matter is before the Court on the stipulated motion for remand. (ECF 22). After reviewing the parties' stipulated motion and the remaining record, the undersigned recommends that the Court grant the parties' motion, and remand this matter pursuant to sentence four of 42 U.S.C. § 405(g) for a de novo hearing and further administrative proceedings.

This Court recommends that on remand, the administrative law judge (the ALJ) will reconsider the medical opinions in the record, including the opinions of Dr. Zaragoza (Tr. 285-288), Dr. Lewis (Tr. 289-292), Dr. Norris (Tr. 329-340), Dr. Flanagan (Tr. 342-345), Dr. Krebs (Tr. 364-366), and Dr. Wingate (Tr. 414-425); the ALJ will reevaluate the severity of Plaintiff's mental impairments; the ALJ will reassess Plaintiff's mental and physical residual functional capacity; the ALJ will reevaluate Plaintiff's subjective complaints; and the ALJ will obtain, if

1 necessary, supplemental vocational expert testimony to assist in determining what jobs exist for  
2 Plaintiff in significant numbers given her age, education, vocational factors and residual  
3 functional capacity.

4         Given the fact of the parties' stipulation, the Court recommends that the District Judge  
5 immediately approve this Report and Recommendation and order the case **REVERSED** and  
6 **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g). A proposed order accompanies  
7 this Report and Recommendation.  
8

9         DATED this 25<sup>th</sup> day of July, 2013.

10  
11   
12 Karen L. Strombom  
13 United States Magistrate Judge  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26